

1 JOSEPH P. RUSSONIELLO (CSBN 44332)
2 United States Attorney

3 BRIAN J. STRETCH (CSBN 163973)
Chief, Criminal Division

4 DAVID B. COUNTRYMAN (CSBN 226995)
5 Assistant United States Attorney

6 450 Golden Gate Avenue
7 San Francisco, CA 94102
Telephone: 415.436.7303
7 Facsimile: 415.436.7234
8 Email: david.countryman@usdoj.gov

9 Attorneys for United States of America

10 UNITED STATES DISTRICT COURT
11 NORTHERN DISTRICT OF CALIFORNIA
12 SAN FRANCISCO DIVISION

13 UNITED STATES OF AMERICA,)
14 Plaintiff,) No. 08-02331 JL
15 v.)
16 APPROXIMATELY \$104,994 IN UNITED)
17 STATES CURRENCY,)
18 Defendant.)
19

**STIPULATION FOR AN ADDITIONAL
STAY PROCEEDING PURSUANT TO 18
U.S.C. § 981(g) and ~~PROPOSED~~ ORDER**

20 IT IS HEREBY STIPULATED by and between plaintiff United States of America and claimant
21 Todd Dunphy, through undersigned counsel, that this action be stayed pursuant to 18 U.S.C. § 981(g)
22 and 21 U.S.C. § 881(I).

23 On September 9, 2009, Claimant Todd Dunphy was indicted on three related criminal counts in
24 the District of Hawaii, including a forfeiture allegation for the defendant \$104,994 in this case. United
25 States v. Dunphy, CR 09-00370 SOM, Docket No. 1. The allegations in the present forfeiture complaint
26 are related to the allegations at issue in the related criminal indictment and, consequently, the parties
27 agree that a stay in the forfeiture proceeding for 180 days is necessary, because continuation of the
28 forfeiture proceeding will burden the right of the claimant against self-incrimination in the

1 related criminal case and will adversely affect the prosecution of the related criminal case.

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3 IT IS SO STIPULATED:

JOSEPH P. RUSSONIELLO
United States Attorney

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6 Dated: October 13, 2009

/S/
DAVID COUNTRYMAN
Assistant United States Attorney

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10 Dated: October 13, 2009

/S/
DAVID M. MICHAEL
Attorney for Claimant
Todd Dunphy.

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14 **ORDER GRANTING STAY**

15 UPON CONSIDERATION of the Stipulation to Stay, the entire record, and for good
16 cause shown, it is by the Court on this 14th day of October, 2009

17 ORDERED that the instant case be, and hereby is, STAYED, until April 28,
18 2010, at 10:30 a.m. pursuant to 18 U.S.C. § 981(g).

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HONORABLE JAMES LARSON
United States Magistrate Judge